T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			13-Dec-05	APPL. S. N:		09608747				
To Exam	iner:		PHAN, TRI	Art Unit		2661				
From			Jefferson, Henry PARALEGAL SPCECIALIS	Return This Memo To T Drop-Off Location	o: Case	JEF-2D68				
SUBJEC [*]	r: Decisio	on on Terminal	Disclaimer(T.D.) filed:	•						
form par or have a	agraphs i	dentified by the ions, please se	is informal memo in your e me or the Special Progi	the results as set forth below next Office action to notify a ram Examiner. THIS IS AN IN ED OF RECORD IN THE APPLIC	pplicant of th IFORMAL, IN	he T.D. If you disag TERNAL MEMO ONL	ree Y.			
please in	itial, date	and return thi	s memo to me. THANK Y	OU.						
	The T.D.	is PROPER and	l has been recorded (see	14.23).						
V	The T.D.	e T.D. is NOT PROPER and has not been accepted for the reason(s) checked below (see 14.24):								
		The TD fee of use of a depos	/	ubmitted nor is there any auth	horization in	the application file	for the			
	The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the exhis/her interest (and/or the extent of the interest of the business entity represented by the signature in the application/patent (see 14.26 & 14.26.01).									
	$\overline{\mathbf{v}}$		the enforceable only dui ing rejection, Rule 321(b	ring common ownership claus) (see 14.27.01).	e – needed	to overcome a non-	statutory			
	Y	The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).								
		The person wi	no signed the T.D.:							
		is no	t an attorney "of record"	(see 14.29 and 14.29.01).						
		has has	failed to state his/her cap	acity to sign for the business	entity (see	14.28).				
		☐ is no	t recognized as an office	r of the assignee (see 14.29 8	& possible 14	1.29.02).				
	V	No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel and frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).					reel and			
		The T.D. is no	t signed (see 14.26 & 14	.26.03).						
			nber of the application (o	r the number of the patent) wect (see 14.32).	vhich forms	the basis for the do	uble			
				or the number of the patent in 14.26, 14.27.02 or 14.26.05)		reissue cases being				
		The period dis	claimed is incorrect or no	ot specified (see 14.26, 14.27	.02 or 14.26	5.03).				
		Other:								
		Suggestion to and do not ch		36). NOTE: If already authoriz	ed, credit re	fund to deposit acc	ount			
i have ap	propriate	ely notified app	licant(s) of the status of	the Terminal Disclaimer filed i	in this case.					
Ex.Initial	s:	Date	:			Log Date:				

Application Number	Application/Control No. 09/608,747		Applicant(s)/Patent under Reexamination /IJEH ET AL.								
Document Code - DISQ		Internal Doc		NOT MAIL							
TERMINAL DISCLAIMER	☐ APPROV	ED	☑ DISAPP	ROVED							
Date Filed : December 13, 2005	to a Te	nt is subject erminal laimer									
Approved/Disapproved b	<i>y</i> :										
Henry D. Jefferson											

U.S. Patent and Trademark Office

Docket No. 257370US28

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: NADER VIJEH, ET AL.

SERIAL NO: 09/608,747

GAU:

2661

FILED:

June 30, 2000

EXAMINER: PHAN, T. H.

GUARANTEED QUALITY OF SERVICE IN AN ASYNCHRONOUS METRO PACKET TRANSPORT

RING

1 1 5 2004 G

TERMINAL DISCLAIMER

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

Now comes the undersigned, Attorney of Record in the present application, who avers as follows:

BROADBAND ROYALTY CORPORATION is the owner of the entire right, title and interest in and to the invention claimed and disclosed in the above-captioned patent application by virtue of assignment, said Assignment having been recorded in the U.S. Patent and Trademark Office at reel no. 015191, frame(s) 0408.

BROADBAND ROYALTY CORPORATION hereby disclaims the terminal part of any patent granted on the above-captioned application equivalent to the period of abandonment of this application.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Date Signed

James J. Kulbaski Registration No. 34,648

Customer Number 22850

Tel. (703) 413-3000 Fax. (703) 413-2220 (OSMMN 05/03)

I:ATTYMMAMENDMENT\PETITION\257370.TD..DOC

Michael E. Monaco Registration No. 52,041

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